

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

DANIEL HERRON,	)	
	)	
Plaintiff(s),	)	
	)	
v.	)	No. 4:24-CV-00425-MTS
	)	
TEARS OF EDEN, et al.,	)	
	)	
Defendant(s).	)	
	)	

**NOTICE OF APPOINTMENT OF NEUTRAL**

Upon selection by parties, pursuant to the procedures outlined in E. D. Mo. L. R. 6.03,  
the Clerk of the court hereby notifies

Name of Neutral/Firm: NEILL, MARK H.

Firm Address: Civil Courts Building 10 North Tucker 12th Floor St. Louis, MO  
63101

Email: mark.neill@courts.mo.gov

that s/he has been appointed to serve as Neutral in the above-styled action to conduct **mediation**.

This appointment shall remain effective until the Neutral notifies the Court in writing that  
the referral has been concluded.

The Attorneys of Record in this case are:

Lead Counsel:	<u>Brent W. Huber (for pla)</u> <u>ICE MILLER LLP - Indianapolis</u> <u>One American Square</u> <u>Suite 2900</u> <u>Indianapolis, IN 46282-0002</u> <u>Ph: 317-236-5942 FAX:</u>
Other Counsel:	<u>Matthew J. Morris (for dft)</u> <u>LEWIS BRISBOIS LLP - Edwardsville</u> <u>Mark Twain Plaza II, Suite 300</u> <u>103 Vandalia Street</u> <u>Edwardsville, IL 62025</u> <u>Ph: 618-307-7290 FAX: 618-692-6099</u>

**The completion deadline for this ADR referral is November 18, 2024. The neutral shall file an ADR Compliance Report within 14 days after the ADR referral is concluded.**

The Neutral is directed to ascertain and to disclose to the parties any grounds that might exist which would require disqualification pursuant to 28 U.S.C. § 455.

October 25, 2024.  
Date

Nathan M. Graves /  
Clerk of Court

By: /s/ Tiffani Tillman /  
TIFFANI TILLMAN  
Deputy Clerk

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No. 4:24-CV-00425-MTS

**ALTERNATIVE DISPUTE RESOLUTION COMPLIANCE REPORT**

Complete one option and file this report with the Clerk's Office

**Option 1**

☐

The neutral elects to extend the deadline for completing ADR for 14 days and will continue efforts to assist the parties in reaching a settlement. Revised completion deadline: \_\_\_\_\_. *Such an election by the neutral is permitted once during the span of a mediation in a single case. If the parties require more time to complete mediation, lead counsel must file a motion with the Court.*

**Option 2**

☐

An ADR conference was held on: \_\_\_\_\_.

All required individuals, parties, counsel of record, corporate representatives, and/or claims professionals attended and participated in the ADR conference(s) in good faith, and each possessed the requisite settlement authority;

The following individuals, parties, counsel of record, corporate representatives, and/or claims professionals failed to appear and/or participate in good faith as ordered:

\_\_\_\_\_.

The ADR referral was concluded on \_\_\_\_\_.

The parties [☐ did ☐ did not] achieve a settlement. **Check one**

**Option 3**

☐

Although this case was referred to ADR, a conference WAS NOT HELD.

Date: \_\_\_\_\_ Neutral: \_\_\_\_\_

NEILL, MARK H.  
Signature

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	)	
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	)	

EMAIL ADDRESS FORM FOR PARTIES WHO PARTICIPATED IN AN ALTERNATIVE  
DISPUTE RESOLUTION CONFERENCE

**PLEASE DO NOT FILE THIS FORM THROUGH CM/ECF**

**YOU MAY EITHER:**

**1) SEND THE EMAIL ADDRESSES IN AN EMAIL DIRECTLY TO; OR**

**2) EMAIL THIS FORM TO:**

Betty Ann Skrien, Executive Assistant at:

**Betty\_Ann\_Skrien@moed.uscourts.gov**

Please provide the email addresses of **all counsel and parties** participating in the ADR conference. The participants will be sent an email with a link to a brief (5 minute), anonymous survey. A participant is defined as a plaintiff, defendant, insurance representative, in-house counsel, corporate representative, or attorney of record.

Name (printed):

Email address:

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Date \_\_\_\_\_ Neutral \_\_\_\_\_